



DT13 Rec'd PCT/PTO 0.1 APR 2003

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#5

APPLICANT(s): Paul Barker, et al.
DOCKET NO.: 2A0120.USD
SERIAL NO.: 09/980,912
FILING DATE: 11/08/2001
TITLE: Dosing Valve with Flow Rate Sensor
For a Beverage Dispenser
PAPER: Transmittal Letter Accompanying Petition to Revive Application
Abandoned Unintentionally Under 37 C.F.R. 1.137(b)

Commissioner of Patents and Trademarks
Washington, D.C., 20231

Dear Sir:

A notice of abandonment, copy enclosed, was issued in the above referenced case based on a non-response to a "Notice of Missing Requirements". The notice of missing requirements required the submission of a signed oath or declaration. A reply thereto is submitted herewith including the signed declaration. The above referenced application was abandoned unintentionally and a petition to revive that application under 37 C.F.R. 1.137(b) is also submitted herewith.

A fee of \$1300.00 for the missing declaration is seen to be required. Please charge that fee and any further or additional fees as may be required for entry hereof to deposit account no. 03-3240 of IMI Cornelius Inc.

Dated 3/25/2003

Respectfully submitted,

Sten Erik Hakanson
Patent Attorney
IMI Cornelius Inc.
One Cornelius Place
Anoka, Minnesota 55303-6234
Reg.No. 31,520

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OFFICE OF PETITIONS



**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

2A0120.USD

First named inventor: PAUL BARKER

Application No.: 09/980,912

Art Unit:

Filed: 11/08/2001

Examiner:

Title: DOSING VALVE WITH FLOW RATE SENSOR
FOR A BEVERAGE DISPENSER

Attention: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a
notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the
expiration date of the period set for reply in the Office notice or action plus an extensions of time
actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

04/10/2003 1300-00
01 FC:1453

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee --required for all utility and plant applications
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☐ Small entity-fee \$_____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☒ Other than small entity - fee \$ 1,300.⁰⁰ (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in
the form of RESPONSE TO NOTICE TO FILE MISSING PARTS (identify type of reply):

- ☐ has been filed previously on _____
☒ is enclosed herewith.

B. The issue fee of \$_____.

- ☐ has been paid previously on _____
☐ is enclosed herewith.

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

3/25/2003
Date

Sten Erik Hakanson
Signature

Telephone

Number: (763) 422-3253

STEN ERIK HAKANSON

Typed or printed name

IMI CORNELIUS INC.

Address

ONE CORNELIUS PLACE
ANOKA, MN 55303

Enclosures: ☒ Fee Payment

☒ Reply

☐ Terminal Disclaimer Form

☐ Additional sheets containing statements establishing unintentional delay

☒ Other: TRANSMITTAL LETTER, RETURN RECEIPT POSTCARD

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

3/25/2003
Date

Sten Erik Hakanson
Signature

STEN ERIK HAKANSON

Type or printed name of person signing certificate



UNITED STATES
PATENT AND
TRADEMARK OFFICE



Commissioner for Patents
Washington, DC 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/980,912		Paul Barker	2A0120.USD

CONFIRMATION NO. 3832

Sten Erik Hakanson
IMI Cornelius Inc.
One Cornelius Place
Anoka, MN 55303

**ABANDONMENT/TERMINATION
LETTER**



OC000000009114089

Date Mailed: 11/15/2002

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 02/06/2002.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to "Office of Petitions" at (703) 305-9282.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

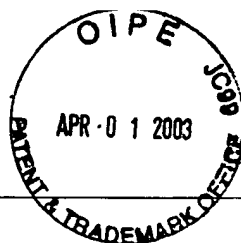
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UNITED STATES PATENT AND TRADEMARK OFFICE



Commissioner for Patents, Box 901
 United States Patent and Trademark Office
 Washington, D.C. 20231
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/980,912	Paul Barker	2A0120.USD

INTERNATIONAL APPLICATION NO.

PCT/GB00/01732

I.A. FILING DATE	PRIORITY DATE
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05/05/2000

05/08/1999

Sten Erik Hakanson
 IMI Cornelius Inc.
 One Cornelius Place
 Anoka, MN 55303

CONFIRMATION NO. 3832

371 FORMALITIES LETTER



OC000000007419440

Date Mailed: 02/06/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination

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The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130 for a Large Entity**:

- **\$130 Late oath or declaration Surcharge.**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DEBORAH D WILLIAMS

Telephone: (703) 305-3744

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/980,912	PCT/GB00/01732	2A0120.USD

FORM PCT/DO/EO/905 (371 Formalities Notice)

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